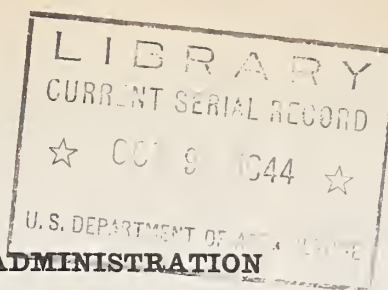


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WAR FOOD ADMINISTRATION

[WFO 16, Amdt. 3]

PART 1407—DRIED FRUIT

DRIED FRUIT

War Food Order No. 16, as amended, 9 F.R. 4321, 4319 (formerly designated as Food Distribution Order No. 16, as originally issued by the Secretary of Agriculture on January 30, 1943, and as amended, 8 F.R. 1705, 11019), is further amended to read as follows:

§ 1407.1 *Restrictions with respect to dried fruit.*—(a) *Definitions.* (1) "Dried fruit" means the whole or fleshy portions of apples, apricots, peaches, pears, prunes, and the Thompson seedless, Muscat, Sultana, and Zante currant varieties of grapes preserved by the removal therefrom of part of the natural moisture and, unless otherwise indicated, shall include such fruit in its natural or processed condition.

(2) "Packer" means any person engaged in the business of processing and packaging dried fruit or having dried fruit processed or packaged for his account.

(3) "Producer" means any person engaged in the production of dried fruits; and such term includes, but is not limited to, any owner of fresh fruit at the time such fruit is dried.

(4) "Processing" means grading, sizing, stemming, seeding, or treating dried fruit by the use of water, steam, chemicals, or compressed or hot air; or cutting fresh apples for the production of dried apples.

(5) "Governmental agency" means (i) the Armed Services of the United States (excluding for the purpose of this order, United States Army Post Exchanges, Sales Commissaries, United States Navy Ships' Service Departments, and United States Marine Corps Post Exchanges); (ii) the War Food Administration (including, but not being restricted to, any corporate agency thereof; (iii) the War Shipping Administration; (iv) the Veterans' Administration; and (v) any other instrumentality or agency designated by the War Food Administrator. The term "governmental agency" also includes any person who, pursuant to a war food order, is entitled to purchase dried fruit subject to this order.

(6) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(7) "Director" means the Director of Distribution, War Food Administration.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(b) *Restrictions on packers and producers.* (1) No producer may sell or deliver dried fruit except to (i) the Office of Distribution (including but not restricted to any corporate agency thereof); (ii) any person or agency designated by the Director; or (iii) a packer.

(2) Each packer shall, without regard to existing contracts, set aside and hold for sale and delivery to a governmental agency (i) all of the dried fruit which was in his possession, under his control, or under contract to him on August 10, 1942; (ii) all of the fresh fruit acquired by such packer since August 10, 1942, or hereafter acquired by him, for use in the production of dried fruit; and (iii) all of the dried fruit hereafter produced or acquired by such packer. Fruit so set aside shall not be processed or packed except in accordance with instructions furnished by the Director, or by a governmental agency if such fruit is to be purchased by a governmental agency. The Director or any governmental agency may issue specifications at any time as to the processing, packing, labeling, boxing, and strapping of the fruit to be acquired by a governmental agency. The Director may issue specifications at any time as to the processing and packing of dried fruit released for sale and delivery in United States civilian trade channels; and, in the event the Director issues such specifications, no person shall process or pack dried fruit released for sale and delivery in the United States civilian trade channels except in accordance with the specifications issued by the Director.

(3) Each packer shall mail the reports, completely and correctly filled in, to the Director on forms numbered FDO 16-A to FDO 16-G, for the respective dried fruit indicated thereon, not later than three days after the close of the period, from the first day to the fifteenth day, and the close of the period from the 16th day to the last day of each month, inclusive.

(4) If the Director determines that any dried fruit set aside pursuant to this order is not required for a governmental agency, the Director may release such dried fruit at any time by notice directed to the packer. So far as such action is consistent with the public interest and the promotion of the national defense, such releases shall be of such a character as to allow all packers substantially equal proportions of their packs of each fruit for sale to purchasers other than governmental agencies.

(5) Any quantities of dried fruit allocated or released shall, unless otherwise specified, be withdrawn by the packer from the earliest reported stocks of such dried fruit.

(c) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of dried fruit of any person, and to make such investigations, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.

(d) *Records and reports.* (1) The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in dried fruit.

(e) *Petition for relief from hardship.*—Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 16, Fruit and Vegetable Branch, Office of Distribution, War Food Administration, Washington 25, D. C. Petition for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (e) shall not be construed to deprive the Director of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(f) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using the material subject to priority or allocation control pursuant to this order. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any

and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Communications.* All reports required to be filed hereunder and all communications concerning this order

shall, unless otherwise provided herein or in instructions issued by the Director, be addressed to the Director of Distribution, War Food Administration, Washington 25, D. C., Ref. WFO-16.

(i) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., August 17th, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 16, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 16, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit,

action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 16th day of August 1944.

GROVER B. HILL,
First Assistant War Food
Administrator.

War Food Administration,
Summary to WFO 16 Amendment 3.

Packers will continue to set aside their packs of certain dried fruits for government purchase during the 1944-45 marketing season, the War Food Administration announced today.

This action is contained in an amendment, effective Aug. 17, 1944, to War

Food Order 16 and extends the set-aside provisions of the order through the 1944-45 marketing season. The set-aside provisions are essentially the same as those in effect during the previous year and cover dried apples, apricots, peaches, pears, prunes, raisins, and Zante Currants.

That portion of the pack not needed for the war services will be released for

sale and delivery in U. S. civilian trade channels.

A new provision in the amended order authorizes WFA's Director of Distribution to issue specifications for the processing and packaging of dried fruit released for sale in civilian trade channels in order to prevent the diversion of those fruits to non-food outlets.

GPO—WFA 55—p. 2

WAR FOOD ADMINISTRATION
OFFICE OF DISTRIBUTION
WASHINGTON 25, D. C.
—
OFFICIAL BUSINESS

Penalty for Private Use to Avoid Payment of
Postage, \$300

OCT 8 1947

WFO 16

DEPARTMENT OF AGRICULTURE

AMDT. 5
SEPT. 21, 1945

[WFO 16, Amdt. 5]

PART 1407—DRIED FRUIT

DRIED FRUIT, RAISINS, AND ZANTE CURRANTS

War Food Order No. 16, as amended (8 F.R. 1705, 11019; 9 F.R. 4321, 4319, 9584, 10033; 10 F.R. 103, 126, 10419), is hereby further amended to read as follows:

§ 1407.1 *Restrictions with respect to dried fruit, raisins, and Zante currants—*

(a) *Definitions.* (1) "Dried fruit" means the whole or fleshy portions of apples, apricots, peaches, pears, and prunes preserved by the removal therefrom of part of the natural moisture and, unless otherwise indicated, shall include such fruit in its natural or processed condition.

(2) "Raisins" means the Thompson seedless, Muscat, or Sultana varieties of grapes preserved by the removal of part of the natural moisture, and includes, but is not limited to, such fruit in the processed or unprocessed condition, damaged raisins, substandard raisins, sweepings, stems, and blows.

(3) "Zante currants" means the Zante currant variety of grapes preserved by the removal of a part of the natural moisture, and includes, but is not limited to, such fruit in the processed or unprocessed condition, damaged Zante currants, substandard Zante currants, sweepings, stems, and blows.

(4) "Packer" means any person engaged in the business of processing and packaging dried fruit, raisins, or Zante currants, or having dried fruit, raisins, or Zante currants processed or packaged for his account.

(5) "Producer" means any person engaged in the production of dried fruit, raisins, or Zante currants, regardless of the method of drying; and such term includes, but is not limited to, any owner of the fresh fruit at the time such fruit is dried.

(6) "Dehydrator" means any person engaged in the business of drying the Thompson seedless, Muscat, Sultana, or the Zante currant varieties of grapes by the use of artificial heat or by sun-drying.

(7) "Processing" means the grading, sizing, stemming, seeding, or treating of dried fruit, raisins, or Zante currants by the use of water, steam, chemicals, or compressed or hot air.

(8) "Government agency" means (i) the Armed Services of the United States (excluding for the purpose of this order, United States Army post exchanges, sales commissaries, United States Navy ships' service departments, and United States Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (iii) the War Shipping Administration; (iv) the United States Veterans' Administration; and (v) any other instrumentality or agency of the United States designated by the Secretary of Agriculture. The term "Government agency" also includes

any person who, pursuant to a war food order, is entitled to purchase dried fruit, raisins, or Zante currants subject to this order.

(9) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(10) "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture.

(11) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(b) *Restrictions.* (1) Except as permitted pursuant to (2) or (3) hereof, no producer shall sell or deliver dried fruit, raisins, or Zante currants except to (i) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (ii) any person or agency designated by the Assistant Administrator; or (iii) a packer.

(2) No person shall, unless specifically authorized by the Assistant Administrator, purchase, accept delivery of, or use any raisins or any Zante currants for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food byproduct.

(3) No person shall sell any raisins or any Zante currants for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food byproduct except to (i) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); or (ii) any person designated by the Assistant Administrator.

(4) Each packer shall, without regard to existing contracts, set aside and hold for sale and delivery to a Government agency the respective percentages specified below of (i) all of the specified dried fruit and raisins which are in his possession, under his control, or under contract with him on September 25, 1945; and (ii) all of the specified dried fruit and raisins thereafter produced or acquired by such packer:

Type of commodity	Set-aside percentages under, respectively—	
	(i)	(ii)
Raisins:		
Thompson seedless, natural or sun dried	38	38
Golden Bleached	20	20
Prunes:		
California, 3 district	35	35
California outside district	50	50
Peaches (Freestone)	30	30
Apricots	100	100
Apples	50	50

None of the said dried fruit or raisins set aside for sale and delivery to a Gov-

ernment agency as aforesaid shall be of substandard quality, and the respective portions of the dried fruit and raisins so set aside shall be a cross section of the sizes and standard qualities of such dried fruit and raisins, as the case may be, which are owned on September 25, 1945, or which are subsequently acquired by the particular packer, except that, in the case of dried prunes, the sizes set aside shall fall into the size groups 20/30 through 90/100 counts when packed, but such dried prunes shall otherwise be a cross section of all standard quality dried prunes owned on September 25, 1945, or subsequently acquired by such packer. Fruit so set aside shall not be processed or packed except in accordance with instructions furnished by the Assistant Administrator, or by a Government agency if such fruit is to be purchased by such Government agency. The Assistant Administrator, or any Government agency purchasing such fruit, may issue specifications at any time as to the processing, packing, labeling, boxing, and strapping of the fruit to be acquired by such Government agency. The Assistant Administrator may issue specifications at any time as to the processing and packing of dried fruit and raisins to be sold and delivered in United States civilian trade channels; and in the event the Assistant Administrator issues such specifications, no person shall process or pack dried fruit or raisins for sale or delivery in the United States civilian trade channels except in accordance with the specifications issued by the Assistant Administrator.

(5) No dehydrator shall convert any quantity of grapes of the Thompson seedless, Muscat, or Sultana varieties into raisins by any method other than sun-drying, unless conversion of such quantity into raisins by such other method is specifically authorized by the Assistant Administrator in writing. Any such authorizations heretofore granted pursuant to the provisions of § 1407.2 (b) (7) of War Food Order No. 17, as amended (8 F.R. 1706, 5793, 8795, 12042; 9 F.R. 2594, 4321, 4319, 8768, 9584; 10 F.R. 103, 1082, 10419), with respect to any of the aforesaid varieties of grapes which are produced in 1945 are hereby continued in full force and effect in accordance with their respective terms until and unless they are specifically amended, modified, or terminated by the Assistant Administrator.

(6) If the Assistant Administrator determines that any dried fruit or raisins set aside pursuant to this order is not required for a Government agency, the Assistant Administrator may release such dried fruit or raisins at any time by notice directed to the packer. So far as such action is consistent with the public interest and the promotion of the national defense, such releases shall be of such a character as to allow all packers substantially equal proportions of their packs of each fruit for sale to purchasers other than Government agencies.

(7) Any quantity of dried fruit or raisins allocated or released shall, unless otherwise specified, be withdrawn by the packer from the earliest reported stocks of such dried fruit or raisins.

(8) No person shall sell or deliver any quantity of dried fruit, raisins, or Zante currants with knowledge or reason to believe that such quantity, or any portion thereof, thus sold or delivered is to be used in violation of this order.

(c) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of dried fruit, raisins, Zante currants, or the fresh fruit intended to be used in the manufacture of the aforementioned products, and to make such investigations as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of this order.

(d) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his transactions in dried fruit, raisins, Zante currants, and the fresh fruit intended to be used in the manufacture of the aforementioned products, respectively.

(3) Each packer shall mail the reports, completely and correctly filled in, to the Assistant Administrator on forms numbered FDO 16-A to FDO 16-G, for the respective dried fruit, raisins, and Zante currants indicated thereon not later than three days after the close of the period, from the first day to the fif-

teenth day, and the close of the period from the sixteenth day to the last day of each month, inclusive.

(e) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator WFO 16, United States Department of Agriculture, Fruit and Vegetable Branch, Production and Marketing Administration, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Assistant Administrator. The Assistant Administrator may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (e) shall not be construed to deprive the Assistant Administrator of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Assistant Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(f) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using dried fruit, raisins, Zante currants, or the fresh fruit intended to be used in the manufacture of the aforementioned products. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be in-

stituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Assistant Administrator, be addressed to the Order Administrator, WFO No. 16, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(i) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., September 25, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 16, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 16, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding in regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 21st day of September 1945.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

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DEPARTMENT OF AGRICULTURE

WFO 16

AMDT. 6

OCT. 16, 1945

[WFO 16, Amdt. 6]

PART 1407—DRIED FRUIT

DRIED FRUIT, RAISINS, AND ZANTE CURRANTS

War Food Order No. 16, as amended (8 F.R. 1705, 11019; 9 F.R. 4321, 4319, 9584, 10033; 10 F.R. 103, 126, 10419, 12076), is hereby further amended as follows:

1. By deleting the provisions of § 1407.1 (b) (1), (2), and (3) and inserting, in lieu thereof, the following:

(1) Except as permitted pursuant to (2), (3), or (9) hereof, no producer shall sell or deliver dried fruit, raisins, or Zante currants except to (i) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (ii) any person or agency designated by the Assistant Administrator; or (iii) a packer.

(2) Except as permitted pursuant to (9) hereof, no person shall, unless spe-

cifically authorized by the Assistant Administrator, purchase, accept delivery of, or use any raisins or any Zante currants for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food byproduct.

(3) Except as permitted pursuant to (9) hereof, no person shall sell any raisins or any Zante currants for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food byproduct except to (i) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); or (ii) any person designated by the Assistant Administrator.

2. By adding, immediately following § 1407.1 (b) (8), the following:

(9) The provisions of (b) (1), (2), and (3) hereof shall not apply to rain-

damaged raisins and rain damaged Zante currants of the 1945 crops.

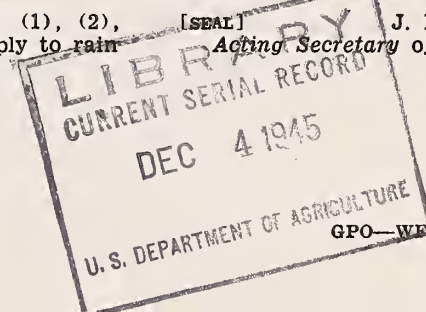
The provisions of this amendment shall be effective as of 12:01 a. m., e. s. t., October 17, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 16, as amended, prior to the effective time of this amendment, the provisions of the said War Food Order No. 16, as amended, in effect prior to the effective time of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 16th day of October 1945.

[SEAL]

J. B. HUTSON,
Acting Secretary of Agriculture.



DEPARTMENT OF AGRICULTURE

[WFO 16, Amdt. 7]

PART 1407—DRIED FRUIT

DRIED FRUIT, RAISINS, AND ZANTE CURRANTS

War Food Order No. 16, as amended (10 F.R. 12076, 12979), is hereby further amended by deleting the provisions contained in § 1407.1 (a) (8) and inserting, in lieu thereof, the following:

(8) "Government agency" means (i) the Armed Services of the United States (excluding, for the purpose of this order, United States Army post exchanges, sales commissaries, United States Navy ships' service departments, and United States

Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (iii) the War Shipping Administration or any approved ship supplier designated as such by the War Shipping Administration; (iv) the United States Veterans' Administration; and (v) any other instrumentality or agency of the United States designated by the Secretary of Agriculture.

This order shall become effective at 12:01 a. m., e. s. t., December 1, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 16, as

amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 16, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of November 1945.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

U. S. Department of Agriculture Summary to WFO-16 Amendment 7

The U. S. Department of Agriculture announced today that War Food Order 74, which permitted licensed ship suppliers to obtain set-aside and restricted foods for War Shipping Administration vessels, will be terminated effective December 1, 1945. This action was taken because war food orders affecting many of the foods covered under WFO 74 have been suspended or terminated. As a result, the need of ship suppliers for the procurement assistance provided by the Order has diminished to the point that the continuance of WFO 74 is no longer considered necessary.

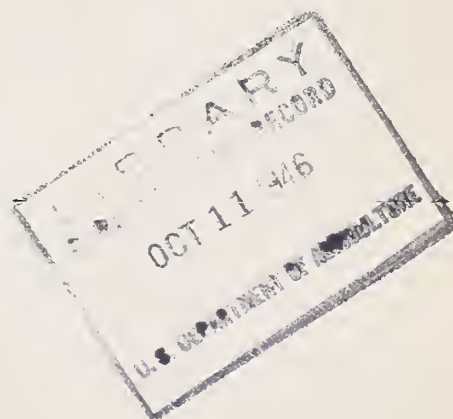
War Food Order 74, formerly known as Food Distribution Regulation No. 3,

was put into effect December 1, 1943. By means of a certificate plan, ship suppliers holding licenses under the Order were enabled to purchase and stockpile set-aside and restricted foods for ultimate delivery to ships operating under the direction of the War Shipping Administration and vessels of allied or neutral countries named by that agency. These foods were used to feed ships' crews, Navy armed guards, Navy gun crews, and troops carried on War Shipping Administration troop transports. WFO 74 also gave the Department of Agriculture effective control over scarce foods required by ships for ships stores, eliminated the cumbersome process of direct procurement by War Shipping Administration, and permitted the ship

supply business to remain in the hands of commercial suppliers.

Ship suppliers are reminded that a report (Form FDO-74-2) for the month of November 1945 should be mailed to the Order Administrator of WFO 74 by the tenth of December. This report, which is the last one required under the Order, is necessary to complete the records of ship suppliers' activities during the entire effective period of WFO 74.

Approved ship suppliers designated by War Shipping Administration, after December 1, 1945, may obtain food subject to set-aside or quota restrictions of War Food Orders Nos. 10, 16, 19, 42, 42b, and 75-3 under amendments to those orders which will be effective on that date.



[WFO 16, Amdt. 8]

PART 1407—DRIED FRUIT

RAISINS AND ZANTE CURRANTS

War Food Order No. 16, as amended (10 F.R. 12076, 12979, 14685; 11 F.R. 5105), is hereby further amended to read as follows:

§ 1407.1 *Restrictions with respect to raisins and Zante currants*—(a) *Definitions*. (1) "Raisins" means the Thompson seedless, Muscat, or Sultana varieties of grapes preserved by the removal of part of the natural moisture, and includes, but is not limited to, such fruit in the processed or unprocessed condition, damaged raisins, substandard raisins, sweepings, stems, and blows.

(2) "Zante currants" means the Zante currant variety of grapes preserved by the removal of a part of the natural moisture, and includes, but is not limited to, such fruit in the processed or unprocessed condition, damaged Zante currants, substandard Zante currants, sweepings, stems, and blows.

(3) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the United States Department of Agriculture to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(4) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(b) *Restrictions*. (1) No person shall, unless specifically authorized by the Administrator, purchase, accept delivery of, or use any raisins or any Zante currants for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food by-product.

(2) No person shall sell or deliver any raisins or any Zante currants with knowledge or reason to believe that such raisins or Zante currants, or any portion thereof, will be used for conversion into alcohol, brandy, wine, any other beverage (whether alcoholic or not), any concentrate, any syrup, any paste, or any non-food product or non-food by-product except to (i) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); or (ii) any person designated by the Administrator.

(c) *Audits and inspections*. The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of raisins and Zante currants, and to make such investigations as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of this order.

(d) *Records and reports*. (1) The Administrator shall be entitled to obtain such information from, and to require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Administrator may designate), maintain an accurate record of his transactions in raisins and Zante currants.

(e) *Petition for relief from hardship*. Any person affected by this order who considers that compliance therewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, WFO 16, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefore, a review of such action by the Administrator. The Administrator may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph shall not be construed to deprive the Administrator of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(f) *Violations*. Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using raisins or Zante currants. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Delegation of authority*. The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(h) *Communications*. All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Administrator, be addressed to the Order Administrator, WFO 16, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(i) *Effective date*. This order shall become effective at 12:01 a. m., P. s. t., August 20, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 16, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 16, as amended, in effect prior to the effective time of the provisions hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding in regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 19th day of August 1946.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

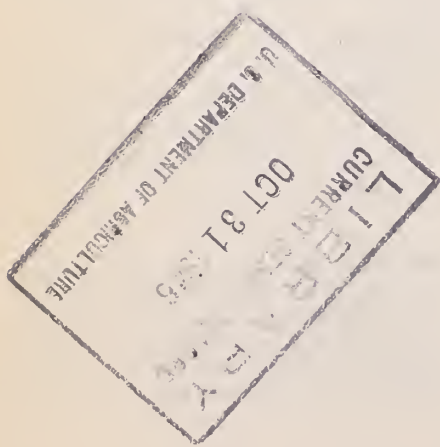
United States Department of Agriculture Summary to WFO-16, Amdt. 8

The United States Department of Agriculture announced today that War Food Order 16, as amended, has again been amended by deleting all provisions

in the present order except those which prohibit the sale, purchase, delivery, acceptance of delivery, or use of raisins or Zante currants for conversion into alcohol, brandy, wine, or any other beverage (whether alcoholic or not), any concen-

trate, any syrup, any paste, or any non-food product or non-food byproduct.

The restrictions removed from the order include those relating to the production of dehydrated raisins and the setting aside of dried fruits.



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Resume

DEPARTMENT OF AGRICULTURE

WFO 16
TERMINATION
JAN. 17, 1947

[WFO 16, as amended, Termination]

PART 1407—DRIED FRUIT

RAISINS AND ZANTE CURRANTS

War Food Order No. 16, as amended (11 F. R. 9065), is hereby terminated effective as of 12:01 a. m., p. s. t., January 18, 1947. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 16, as amended, prior to the effective time of this termination action, all provisions of the said War Food Order No.

16, as amended, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding in regard to any such violation, right, liability, or appeal.

(E. O. 9280, Dec. 5, 1942, 3 CFR Cum. Supp.; E. O. 9577, June 29, 1945, 3 CFR 1945 Supp.)

Issued this 17th day of January 1947.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

United States Department of Agriculture Summary to WFO 16, Termination

The U. S. Department of Agriculture announced today termination of War Food Order 16, as amended. This order prohibited any person, unless specifically authorized by the Administrator, PMA, from selling, delivering, purchasing, accepting delivery of, or using any raisins, or Zante currants for conversion into alcohol, brandy, wine, any other beverage, whether alcoholic or not, any concentrate or paste, or any non-food product or non-food byproduct.

